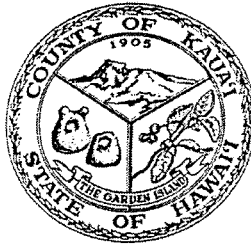


**COUNTY COUNCIL**

Jay Furfaro, Chair  
Mason K. Chock, Sr., Vice Chair  
Tim Bynum  
Gary L. Hooser  
Ross Kagawa  
Mel Rapozo  
JoAnn A. Yukimura



**OFFICE OF THE COUNTY CLERK**

Ricky Watanabe, County Clerk  
Jade K. Fountain-Tanigawa, Deputy County Clerk

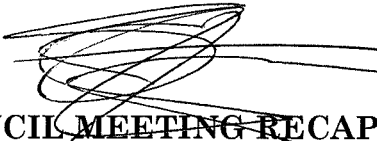
Telephone (808) 241-4188  
Fax (808) 241-6349  
Email [cokcouncil@kauai.gov](mailto:cokcouncil@kauai.gov)

**Council Services Division**  
4396 Rice Street, Suite 209  
Līhu'e, Kaua'i, Hawai'i 96766

**MEMORANDUM**

October 23, 2014

TO: Bernard P. Carvalho, Jr., Mayor

FROM: Jay Furfaro, Council Chair 

RE: **OCTOBER 22, 2014 COUNCIL MEETING RECAP**

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This is to inform you of the action taken by the Council at its October 22, 2014 Council Meeting:

**CONSENT CALENDAR:**

C 2014-266 Communication (09/15/2014) from Councilmember Yukimura, transmitting for Council consideration, a Resolution urging the State Legislature to amend Hawai'i Revised Statutes Chapter 46 to provide the Counties the authority to impose a General Excise Tax surcharge of up to three-quarter percent (0.75%) to fund public transportation. *(Received for the Record.)*

C 2014-267 Communication (09/29/2014) from the Director of Finance, transmitting for Council information, the Condition of the County Treasury Statement quarterly report as of August 4, 2014. *(Received for the Record.)*

C 2014-268 Communication (10/06/2014) from the Acting Director of Personnel Services, transmitting for Council information, the July-September 2014 Department of Personnel Services Quarterly Report, pursuant to Section 19 of Ordinance No. B-2014-781, the Operating Budget of the County of Kaua'i for the Fiscal Year 2014-2015, which includes new hires, transfers, reallocations, promotions, and vacancies for the first quarter. *(Received for the Record.)*

C 2014-269 Communication (10/14/2014) from Council Chair Furfaro, transmitting for Council consideration, a Resolution Renaming The Former Kapa'a New Town Park The "Mayor Bryan J. Baptiste Sports Complex" In Honor Of Bryan J. Baptiste. *(Received for the Record.)*

C 2014-270 Communication (10/16/2014) from Council Chair Furfaro, transmitting for Council consideration, a Resolution supporting the preservation of the character of Hanalei Bay by restricting the use of large vessels that are operating within the Bay. *(Received for the Record.)*

COMMUNICATIONS:

C 2014-264 Communication (09/29/2014) from Councilmember Bynum, requesting the presence of Mona W. Clark, Deputy County Attorney, to provide the Council with an update on the Office of the County Attorney's investigation of certain properties receiving agricultural land dedication and their compliance to Ordinance No. 808 (Grading, Grubbing, and Stockpiling), specifically Tax Map Key Nos. (4) 3-3-018-002, (4) 3-8-004-001, and (4) 3-7-001-001. *(Received for the Record.)*

C 2014-271 Communication (09/29/2014) from the County Engineer, requesting Council approval, to use the Self Insurance Fund, in the amount of \$86,000, to replace the following as a result of theft and vandalism:

- 1) Office equipment, Ford F250 Super Duty Pickup with utility bed, and various tools/equipment, estimated at \$50,000; and
  - 2) 25kw Trailer Mounted Emergency Generator, estimated at \$36,000.
- (Approved.)*

C 2014-272 Communication (09/29/2014) from the Civil Defense Manager, requesting Council approval to receive and expend grant funds from the United States Department of Homeland Security, via the State of Hawai'i Department of Defense, in the amount of \$555,552, to continue to enhance the capability of State and local units of government to prevent, deter, respond to and recover from threats and incidents of terrorism, as well as "all hazards" catastrophic preparedness initiatives. *(Approved.)*

C 2014-273 Communication (09/30/2014) from Councilmember Rapozo, requesting the presence of the Executive on Transportation, to provide the Council with an update on the buses acquired from the City & County of Honolulu, an update on staffing and overtime, and a breakdown of the cost to construct a bus shelter versus the number of bus shelters constructed in the last five (5) years. *(Received for the Record.)*

CLAIM:

C 2014-274 Communication (10/08/2014) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Karen Tangalin, for personal injury and loss of wages, pursuant to Section 23.06, Charter of the County of Kaua'i. *(Referred to the County Attorney's Office for disposition and/or report back to the Council.)*

COMMITTEE REPORTS: APPROVED.

RESOLUTION:

Resolution No. 2014-45 – RESOLUTION ESTABLISHING A COUNCIL INVESTIGATIVE COMMITTEE TO INVESTIGATE THE IMPLEMENTATION AND MANAGEMENT OF SECTION 5A-9.1 AND SECTION 22-7.1 THROUGH 22-7.27, KAUA'I COUNTY CODE 1987, AS AMENDED, RELATING TO THE DEDICATION OF LAND FOR AGRICULTURAL USE, AND GRADING, GRUBBING AND STOCKPILING, WITHIN THE COUNTY OF KAUA'I *(Received for the Record.)*

Resolution No. 2014-46 – RESOLUTION REQUESTING THE LEGISLATURE OF THE STATE OF HAWAII TO AMEND HAWAII REVISED STATUTES CHAPTER 46 TO GIVE THE COUNTIES THE AUTHORITY TO ENACT A GENERAL EXCISE TAX SURCHARGE TO FUND PUBLIC TRANSPORTATION (*Deferred.*)

Resolution No. 2014-47 – RESOLUTION RENAMING THE FORMER KAPA'A NEW TOWN PARK THE "MAYOR BRYAN J. BAPTISTE SPORTS COMPLEX" IN HONOR OF BRYAN J. BAPTISTE (*Approved.*)

Resolution No. 2014-48 – RESOLUTION PRESERVING THE CHARACTER OF HANAIEI BAY BY RESTRICTING USE OF LARGE VESSELS WITHIN THE BAY (*Received for the Record.*)

BILLS FOR SECOND READING:

Bill No. 2461, Draft 2 – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE (*Amendments to the Shoreline Setback Ordinance*) (*Amended on 2nd reading to Bill No. 2461, Draft 3; Referred to the November 12, 2014 Planning Committee Meeting.*)

Bill No. 2553 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2014-782, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2014 THROUGH JUNE 30, 2015, BY REVISING THE AMOUNTS ESTIMATED IN THE BOND FUND (*Bond Fund – CIP, Fuel Tanks Hanalei Baseyard – \$9,755*) (*Approved.*)

Bill No. 2555, Draft 1 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2014-781, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2014 THROUGH JUNE 30, 2015, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Real Property Tax Relief Funding – \$1,927,000*) (*Approved.*)

Bill No. 2558, Draft 1 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Retroactive Real Property Tax Measures and Extensions*) (*Approved.*)

Bill No. 2560 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, ARTICLE 6, SECTION 5A-6.4, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Commercialized Home Use Tax Classification*) (*Approved as Amended.*)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)  
KCT CCs (*Via E-mail*)  
Council Services Staff (*Via E-mail*)